FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 954 OF 2007
IN
CRIMINAL APPEAL NO. 780 OF 2007

Office Notes, Office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Ms. Anjali Iyer and Vinod Wagh for applicant.
Mr. A.S. Shitole, APP for State.

CORAM: B.H. MARLAPALLE,J.

06/09/2007.

P.C.:

. Heard Ms. Iyer the learned counsel for the applicant-accused no.1. He has been convicted and sentenced for the offences punishable under Sections 341, 452 read with Section 34 of IPC and Section 392 read with Section 397 of IPC. He has challenged the said order of conviction and sentence in Criminal Appeal No.780 of 2007 which has been filed belatedly and hence this application for condonation of delay. As per the office note the appeal is beyond time by 294 days.

. The applicant states that after he was taken in custody there was no one from his family who could take appropriate steps to file the appeal and all the family members are illiterate. They could not even meet the applicant in jail very often and, therefore, with the help of other jail inmate he contacted to lawyer to file the appeal. The explanation given makes out good and sufficient reasons to condone the delay.

. Hence the application is allowed in terms of prayer clause (a).

(B.H. Marlapalle,J.)